IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.1871 of 2007.
IN
FIRST APPEAL NO.1041 OF 2007.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Ms.Poonam Kandana holding for Shri Yogendra Pendse for the Applicants.

Shri Shailesh More for the Respondents.

CORAM : ABHAY S.OKA, J.

DATED : 12th October, 2007.

P.C.:

1. Heard the learned Advocates appearing for the parties. The Appeal is already admitted. Considering the facts and circumstances of the case, the Respondents in the Application will have to be permitted to withdraw the compensation amount on furnishing security. Hence the Civil Application is disposed of by passing the following order:

i) The Respondents (original Applicants) are permitted to withdraw the compensation amount deposited by the Applicant subject to furnishing adequate security for the said

amount to the satisfaction of the learned commissioner. The Applicant will be heard before accepting the security.

ii) If the amount is not withdrawn within a period of six months from today, the amount shall be invested in fixed deposit in any nationalised Bank and the Fixed Deposit shall be renewed from time to time till final disposal of the Appeal.

Judge.